

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

MICHAEL DAVID SHAW,

No. 6:16-cv-02188-PK

Plaintiff,

v.

NANCY A. BERRYHILL, Commissioner
of Social Security,

Defendant.

ORDER

HERNANDEZ, District Judge:

Magistrate Judge Papak issued a Findings & Recommendation (#22) on January 23, 2018, in which he recommends the Court affirm the Commissioner's decision to deny Plaintiff's application for disability insurance benefits. Plaintiff has timely filed objections to the Findings & Recommendation. The matter is now before me pursuant to 28 U.S.C. § 636(b)(1) and Federal Rule of Civil Procedure 72(b).

When any party objects to any portion of the Magistrate Judge's Findings & Recommendation, the district court must make a *de novo* determination of that portion of the

Magistrate Judge's report. 28 U.S.C. § 636(b)(1); *Dawson v. Marshall*, 561 F.3d 930, 932 (9th Cir. 2009); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc).


I have carefully considered Plaintiff's objections and conclude there is no basis to modify the Findings & Recommendation. I have also reviewed the pertinent portions of the record *de novo* and find no other errors in the Magistrate Judge's Findings & Recommendation.

CONCLUSION

The Court ADOPTS Magistrate Judge Papak's Findings & Recommendation [22], and therefore, the Commissioner's decision to deny Plaintiff's application for disability insurance benefits is affirmed.

IT IS SO ORDERED.

DATED this 19 day of March, 2018.



MARCO A. HERNÁNDEZ
United States District Judge